

treatment for those who lack pep and ambition, tire easily, feel irritable at the slightest provocation, and become pale and nervous; that it was effective to make one feel better and look better; and that it was effective as a useful remedy for those who were ailing from whatever cause.

2. That the *Lexino cough medicine* was an adequate and effective treatment for bronchial irritations and catarrhal conditions; that it was effective as a tonic; that it was effective to tone up the organs of the body and aid them in throwing off impurities and dangerous wastes; that it was an effective treatment for those who lack pep and ambition, tire easily, feel irritable at the slightest provocation, and become pale and nervous; that it was effective to make one feel better and look better; and that it was effective as a useful remedy for those who were ailing from whatever cause.

DISPOSITION: 5-11-56. Default—destruction.

5194. Herb tea. (F. D. C. No. 39301. S. No. 48-838 M.)

QUANTITY: 85 lbs. bulk, 54 4-oz. repackaged ctns., and 1,900 empty ctns. at Green Bay, Wis., in possession of Wm. Horner Co.

SHIPPED: 3-27-56, from Jersey City, N. J.

LABEL IN PART: (Bag) "55229 173 52½ 2½ 30 Cut and Sifted Mixed Herb Tea Formula #67 Containing the following: TV Senna Leaves, Uva Ursi Leaves, Cascara Sagrada, Spanish Anise Seed, Licorice Root, Fennel Seed, Elder Flowers, Dandelion Root Caution—For manufacturing processing or repacking \* \* \* Wm. Horner Co. Green Bay, Wis."; (ctn.) "Horner's Herb Tea \* \* \* Made from roots, barks and leaves."

LIBELED: 7-13-56; amended 8-7-56, E. Dist. Wis.

CHARGE: 502 (a)—the label of the article, while held for sale, contained false and misleading representations that the article was an adequate and effective treatment for bowel trouble, stomach trouble, kidney trouble, bladder trouble, pimples, indigestion, and tired feeling.

DISPOSITION: 11-1-56. Default—destruction.

5195. Cider vinegar. (F. D. C. No. 37559. S. No. 9-208 M.)

QUANTITY: 59 cases, 24 16-oz. btls. each, at Los Angeles, Calif.

SHIPPED: 11-26-54, from New York, N. Y., by Sterling Cider Co., Inc.

LABEL IN PART: (Btl.) "Full Strength Cider Vinegar \* \* \* For Medicinal Use."

ACCOMPANYING LABELING: Brochures entitled "Saving Lives With Vinegar" and leaflets entitled "Sterling Cider Vinegar."

LIBELED: 12-29-54, S. Dist. Calif.

CHARGE: 502 (a)—the labeling accompanying the article, when shipped, contained false and misleading representations that the article was an adequate and effective treatment for chronic bronchitis, bronchiectasis, and chronic pulmonary suppuration, and for taking off excess weight.

DISPOSITION: 1-21-57. Default—destruction.

5196. A-1 salve. (F. D. C. No. 39422. S. No. 30-847 M.)

QUANTITY: 40 ctns., each containing 1 2-oz. or 4-oz. jar, at Louisville, Ky.

SHIPPED: During 1955 and January 1956, from Chicago, Ill.

LABEL IN PART: (Jar) "A-1 Salve \* \* \* Active Ingredients: Salicylic Acid Sulphur Zinc Oxide In a base of: Lanolin & Petrolatum."

ACCOMPANYING LABELING: Placards entitled "Skin Disorders or Mycotic Infections?"

LIBELED: 8-22-56, W. Dist. Ky.

CHARGE: 502 (a)—the labeling accompanying the article, while held for sale, contained false and misleading representations that the article was an adequate and effective treatment for skin disorders, varicose ulcers, weeping eczema, psoriasis, alopecia, and eczema.

DISPOSITION: 11-8-56. Default—destruction.

**5197. Triangular bandage.** (F. D. C. No. 39035. S. No. 40-091 M.)

QUANTITY: 49 ctns., each containing 10 pkgs., at Chicago, Ill.

SHIPPED: 1-26-56, from Worcester, Mass., by Handy Pad Supply Co.

LABEL IN PART: (Pkg.) "40 Inch Triangular Bandage Sterilized Wm. V. MacGill & Co. \* \* \* Can also be used as a sterile compress in the absence of a compress bandage."

LIBELED: 4-17-56, N. Dist. Ill.

CHARGE: 502 (a)—the label statements "Sterilized" and "Can also be used as a sterile compress in the absence of a compress bandage" were false and misleading as applied to the article, which was not sterile.

DISPOSITION: 10-25-56. Default—destruction.

#### DRUGS FOR VETERINARY USE

**5198. Blake's Mineral Compound.** (Inj. No. 282.)

COMPLAINT FOR INJUNCTION FILED: 2-9-55, Dist. Colo., against Harvey H. Rosenbaum, t/a Hy-Life Mineral Co., Denver, Colo.; Dencolo Corp., Denver, Colo.; and Christy Mathews, president of the corporation, to enjoin the interstate shipment of the above-mentioned drug, which was misbranded.

ACCOMPANYING LABELING: Circular entitled "For Sheep and Cattle pasturing in green alfalfa and clover meadows feed Blake's Mineral Compound."

RESULTS OF INVESTIGATION: The drug was a red powder which was shipped in 105-lb. bags and 3½-lb. cartons. The main ingredients were ammonium chloride, potassium chlorate, sodium sulfate, calcium carbonate, and tobacco powder. The drug contained also iron oxide and oil of anise.

CHARGE: The complaint charged that the defendants were violating the Act by causing the introduction and delivery for introduction into interstate commerce of the drug, which was misbranded as follows:

502 (a)—the carton label and the accompanying circular contained false and misleading representations that the article was effective for treating and preventing bloat and the effects of poison weeds in sheep and cattle;

502 (a)—the name "Blake's Mineral Compound," the representation that the declared ingredients were active, and the directions for use appearing on the label of the article were false and misleading in that such name and representation suggested that the article furnished essential minerals required by sheep and cattle; whereas, ammonium chloride and sodium sulfate are not required by sheep and cattle, tobacco powder is not a mineral, and when used as directed, the article furnished inconsequential nutritional amounts of potassium chlorate and calcium carbonate.

The complaint alleged also that if the defendants were forced by an injunction to refrain from using the above-mentioned accompanying labeling on interstate shipments of the article, the defendants would not discontinue interstate distribution of the article but would, unless enjoined, continue to ship the article